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November 17, 2008

**DOCUMENT ELECTRONICALLY FILED**

Honorable Peter G. Sheridan, U.S.D.J.  
Dr. Martin Luther King, Jr., Federal Courthouse and Post Office  
50 Walnut Street  
Newark, NJ 07102

Re: *Kostelnik v. Sproviero, et al.*  
Civil Case No. 2:07-CV-4375

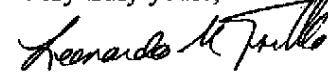
SO ORDERED: Peter G. Sheridan  
DATED: 11/18/08

Dear Judge Sheridan:

There is a settlement conference scheduled for next Monday, November 24, 2008 which the court has directed clients to attend. My client, Mr. Sproviero, sits as an No-Fault auto personal injury protection arbitrator for the National Arbitration Forum. He currently has seven (7) arbitrations scheduled for that date. Out of consideration of the litigants who will be affected if our client is forced to reschedule these hearings, we request permission to have him available by telephone.

Mr. Kreizman on behalf of Dr. Lucartoto has consented to this request. Mr. Burgess on behalf of Dr. Kostelnik has not consented but also does not oppose this request.

Very truly yours,



Leonardo M. Tamburello

cc: Joel N. Kreizman, Esq. (via ECF)  
Arthur W. Burgess (via ECF)  
Robert B. Hille, Esq.  
Scott G. Sproviero, Esq.